

UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: LEFFLER Confirmation No.: 4871  
Application No.: 10/715,610 Filed Date: 11/18/2003  
Group: 1797 Examiner: T.M. Lithgow  
For: WASTEWATER TREATMENT SYSTEM

INFORMATION DISCLOSURE STATEMENT

Mail Stop I D S, NO FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir/Madam:

Pursuant to the duty of disclosure under 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant requests consideration of this Information Disclosure Statement, which is being submitted under:

I. Compliance with 37 C.F.R. §§ 1.56, 1.97 and 1.98

A. IDS submitted under 37 C.F.R. § 1.97(b) ☒ No fee or certification is required.

- ☐ (1) - within three months of filing national application (other than a CPA);  
☐ (2) - within three months of the date of entry of the national stage in an international application;

(3) - before the mailing date of a first office action on the merits in a non-provisional application (including a CPA); or

☐ (4) - before the mailing date of a first Office action after the filing of a Request for Continued Examination (RCE).

B. IDS submitted under 37 C.F.R. § 1.97(c) ☐ together with either:

- ☒ a Statement under 37 CFR 1.97(e), as checked below, or  
☐ a \$180.00 fee under 37 CFR 1.17(p).  
(More than 3 months after receipt of the International Search Report, but before final action or notice of allowance, whichever occurs first)

C. IDS submitted under 37 C.F.R. § 1.97(d) ☐ together with:

☐ a Statement under 37 CFR 1.97(e), as checked below, and

☐ a \$180.00 fee under 37 CFR 1.17(p).

(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)

Statement Under 37 CFR 1.97(e)

☐ Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or

☒ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

D. Submission under 37 C.F.R. § 1.97(i) ☐ Filed after payment of Issue Fee

Applicant requests that the IDS and cited reference(s) be placed in the application file wrapper.  
(Filed after payment of issue fee)

II. Statement Under 37 CFR 1.704(d) ☐ (Patent Term Adjustment)

Applies to original applications (other than design) filed on or after May 29, 2000

☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

III. Submission under 37 C.F.R. § 1.129(a) ☐ Transitional Practice

For entry of first and second submissions after Final Rejection

IV. Enclosed herewith is form PTO-1449:

☐ Copies of the cited references are enclosed.

☒ Copies of the cited U.S. references are not required and are not enclosed, as they can be found in the records of the Patent Office.

☐ In accordance with 37 C.F.R. § 1.98 (d), copies of cited references are not enclosed as these references were entered in earlier application, U.S. Application No., to which the present application claims priority under 35 U.S.C. 120. The earlier application contains copies of the cited references.

☐ If copies of references would benefit the Examiner of this case, the Examiner is invited to call the undersigned attorney and copies will be forwarded immediately.

☐ Listed references were cited in the enclosed International Search Report in a counterpart foreign application.

Concise Explanation Requirement (non-English references):

☐ The "concise explanation" requirement (non-English references) for reference(s) under 37 CFR 1.98(a)(3) is satisfied by:

- ☐ the explanation provided on the attached sheet.
- ☐ the explanation provided in the Specification.
- ☐ submission of the enclosed International Search Report.
- ☐ the enclosed English language abstract.
- ☐ the citation of the corresponding U.S. patent.

☐ Applicant requests that the following pending applications be considered:

Examiner's  
Initials

U.S. Patent Application No. [ ], Publication No. [ ], Publication Date [ ],  
by [inventor(s)], filed [ ], Docket No.: [ ]

\_\_\_\_ U.S. Patent Application No. [ ], Publication No. [ ], Publication Date [ ],  
by [inventor(s)], filed [ ], Docket No.: [ ]

\_\_\_\_ U.S. Patent Application No. [ ], Publication No. [ ], Publication Date [ ],  
by [inventor(s)], filed [ ], Docket No.: [ ]

\_\_\_\_\_  
Examiner

\_\_\_\_\_  
Date

☐ A copy of each above-cited application, including the current claims, is enclosed.

☐ A copy of each above-cited application, including the current claims, is enclosed, except those entered in prior application, U.S. Application No. [ ], to which priority under 35 U.S.C. 120 is claimed.

The Examiner is requested to return a copy of the above list of pending applications indicating which references were considered with the next office communication.

It is requested that the information disclosed herein be made of record in this application.

Method of payment:

- ☐ A check for the fee noted above is enclosed, or the fee has been included in the check with the accompanying Reply. A copy of this Statement is enclosed.
- ☐ Please charge Deposit Account No. 50-1935 in the amount of \$180.00.
- ☒ Please charge any deficiency in fees and credit any overpayment to Deposit Account No. 50-1935.

Respectfully submitted,  
BOWDITCH & DEWEY, LLP

Date: March 3, 2009

By /Michele J. Young/  
Michele J. Young, Esq., Registration No. 43,299  
Bowditch & Dewey, LLP  
311 Main Street  
Worcester, MA 01615  
Telephone: (508) 791-3511  
Facsimile: (508) 929-3093